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PTO/SB/21 (02-04) (AW 02/2004)

Approved for use through 7/31/2006. OMB 0651-0031

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/020,425
	Filing Date	December 7, 2001
	First Named Inventor	M. Oshima et al.
	Art Unit	2137
	Examiner Name	Paul E. Callahan
Total Number of Pages in This Submission 4 + 2 refs. + European Search Report	Attorney Docket No.	MTS-520US2

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): ➢ Return postcard ➢ 2 references ➢ PTO Form 1449 ➢ European Search Report ➢ Credit Card Payment Form
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm or Individual Name	Jack J. Jankoyitz	Registration No. (Attorney/Agent)	42,690
Signature			
Date	October 20, 2004		

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:			
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Signature		Date	October 20, 2004

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FEE TRANSMITTAL for FY 2004		Complete if Known	
Effective 10/01/2003. Patent fees are subject to annual revision.		Application Number	10/020,425
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	December 7, 2001
		First Named Inventor	Mitsuaki OSHIMA, et al.
		Examiner Name	Paul E. Callahan
		Art Unit	2137
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	MTS-520US2
180.00			

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None Order		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account (use as backup only):		Large Entity Small Entity	
Deposit Account Number: 18-0350		Fee Code Fee (\$) Fee Code Fee (\$)	
Deposit Account Name: RatnerPrestia		Fee Description	
The Director is authorized to: (check all that apply)		Fee Paid	
<input checked="" type="checkbox"/> Charge fee(s) indicated below			
<input checked="" type="checkbox"/> Credit any overpayments			
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			
FEE CALCULATION			
1. BASIC FILING FEE			
Large Entity Small Entity			
Fee Code Fee (\$) Fee Code Fee (\$)			
Fee Description			
Fee Paid			
1001 790 2001 395 Utility filing fee			
1002 350 2002 175 Design filing fee			
1003 550 2003 275 Plant filing fee			
1004 790 2004 395 Reissue filing fee			
1005 160 2005 80 Provisional filing fee			
SUBTOTAL (1)		(\$) 0	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE			
Total Claims -20** = Extra Claims Fee from below X Fee Paid			
Independent Claims -3** = X 88. = 0			
Multiple Dependent X 300. = 0			
Large Entity Small Entity			
Fee Code Fee (\$) Fee Code Fee (\$)			
Fee Description			
1202 18 2202 9 Claims in excess of 20			
1201 88 2201 44 Independent claims in excess of 3			
1203 300 2203 150 Multiple dependent claim, if not paid			
1204 88 2204 44 ** Reissue independent claims over original patent			
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)		(\$) 0.	
**or number previously paid, if greater; For Reissues, see above			
		Other fee (specify))	
		*Reduced by Basic Filing Fee Paid	
		SUBTOTAL (3)	
		(\$) 180.	

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Jack J. Jankovitz	Registration No. Attorney/Agent	42,690
Signature		Telephone	(610) 407-0700
		Date	October 20, 2004

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/020,425
Applicant: M. Oshima et al.
Filed: December 7, 2001
Title: MARK FORMING APPARATUS, METHOD OF FORMING LASER
MARK ON OPTICAL DISK, REPRODUCING APPARATUS, OPTICAL
DISK AND METHOD OF PRODUCING OPTICAL DISK
TC/A.U.: 2137
Confirmation: 8994
Examiner: Paul E. Callahan

SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of the references listed on the 1449 form is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The following reference is not in the English language:

- 1) JP 01-243237

Reference 1) includes an English language abstract and was cited by a foreign patent examining authority in connection with the examination of a counterpart of the above identified application. A copy of this English language search

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report, indicating the degree of relevance determined by the foreign patent office is submitted herewith. MPEP 609 IIIA(3), second paragraph.

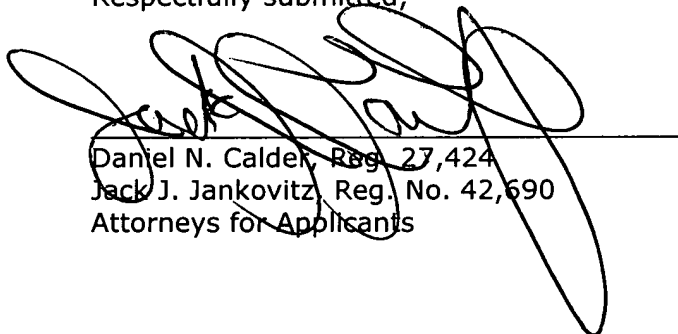
A copy of Reference US 5,050,150 was cited in an Information Disclosure Statement filed December 7, 2001, and a copy of Reference EP 0549488 was cited in an Information Disclosure Statement filed May 23, 2003.

STATEMENT UNDER 37 C.F.R. § 1.97(e)

The undersigned hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

The required fee set forth in 37 C.F.R. § 1.17(p) is provided herewith.

Respectfully submitted,



Daniel N. Calder, Reg. 27,424
Jack J. Jankovitz, Reg. No. 42,690
Attorneys for Applicants

JJJ/fp

Enclosures: PTO Form 1449 (2 sheets)
(#2) References
European Search Report
Transmittal Form
Fee Transmittal
Credit Card Payment Form (\$180)

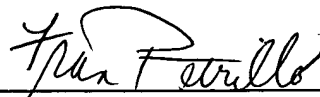
Dated: October 20, 2004

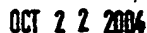
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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

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October 20, 2004





PTO/SB/08A (AW 4/25/03) (04-03)

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Substitute for ~~Pam~~ 1449/100

(Use as many sheets as necessary)

SHEET 1 of 2

Complete if Known

Application Number	10/020,425
Filing Date	December 7, 2001
First Named Inventor	Mitsuaki OSHIMA, et al.
Art Unit	2137
Examiner Name	Paul E. Callahan
Attorney Docket No.	MTS-520US2

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner
Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

¹Applicant's unique citation designation number (optional).

²See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

¹Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

*Applicant is to place a check mark here if English language translation is attached.

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